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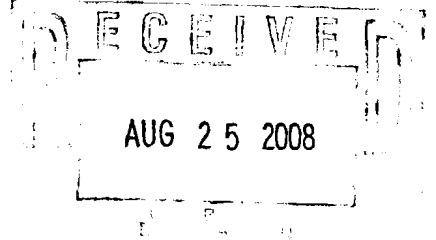
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August 25, 2008

Via Facsimile (212) 805-4258  
The Honorable Debra Freeman, USMJ  
U.S. District Court  
Southern District of New York  
500 Pearl Street  
New York, NY 10007



Re: Magda Eisenberg v. New England Motor Freight, Inc. and Audry Hemraj  
United States District Court-Southern District  
Docket No.: 08 CV 01469  
Our File No.: 100-797

Dear Judge Freeman:

We represent New England Motor Freight, Inc. and Andre Hemraj and are in receipt of plaintiff's counsel's August 25, 2008 letter to Your Honor concerning the open discovery motion.

We dispute plaintiff's counsel's representation that defendants agreed to supplement New England Motor Freight, Inc.'s Request for Production of Documents Numbers 11, 12, 13 and 23. We further dispute that defendants agreed to supplement Andre Hemraj's Request for Production of Documents Numbers 3 and 4, as we have already advised plaintiff that no such documents exist.

We therefore request that the Court include the above to be addressed by Your Honor.

Thank you for your time and attention.

Respectfully yours,

Todd C. Rubenstein

USDC SDNY  
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*Defendant to respond to Plaintiff's  
outstanding motion, with respect to all items  
that remain in dispute, no later than  
September 12, 2008. Reply, if any, shall be  
submitted no later than September 17, 2008.*

TCR/cn  
SO ORDERED: DATE: 8/27/08

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DEBRA FREEMAN  
UNITED STATES MAGISTRATE JUDGE

**MEMO ENDORSED**